

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office MAR 22 2004

Returned to applicant for correction _____

Corrected application filed _____

Map filed DEC 16 1991 under 56914

The applicant **Garth E. Frehner Family Trust, Garth E. Frehner Trustee**, hereby makes application for permission to change the **Place of Use and Point of Diversion of a portion of water heretofore appropriated under Permit #14468, Certificate 6372**

1. The source of water is **Underground**
2. The amount of water to be changed **1.0 acre-foot**
3. The water to be used for **Quasi-Municipal**
4. The water heretofore permitted for **Quasi-Municipal**
5. The water is to be diverted at the following point **bearing S 48°23'39" W 2,027.96 ft from the N¼ corner of Sec. 6, T20S R60E, MDB&M where the east line of said Section bears S 0°53'15" W. The above description is located in the S½ of the E½ of the SE¼ of the NW¼ of the NW¼ of said Sec. 6 Map filed under Permit 56914.**
6. The existing permitted point of diversion is located within **NW¼ NW¼ Sec. 10, T21S, R61E, MDB&M or a point from which the NW corner of said Sec. 10 bears N 15°40' West, 917 feet.**
7. Proposed place of use **South ½ of the East ½ of the Southeast ¼ of the Northwest ¼ of the Northwest ¼ of Section 6, T20S, R60E, MDB&M. Clark County, Nevada see also map filed under Permit 56914.**
8. Existing place of use **NE¼ NE¼ Sec. 9 & NW¼ NW¼ Sec. 10, T21S, R61E, MDB&M Clark County, Nevada**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **well complete, POB filed 5/27/99**
12. Estimated cost of works **well complete**
13. Estimated time required to construct works **well complete**
14. Estimated time required to complete the application of water to beneficial use **POB filed 5/27/99**
15. Remarks: **See attached cover letter**

By **Garth E. Frehner Family Trust**
Garth E. Frehner, Trustee
s/Garth E. Frehner, Trustee
9840 W. Red Coach Ave.
Las Vegas, NV 89129-1614

Compared cmf/sam dl/gkl
Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 14468, Certificate 6372 is issued subject to the terms and conditions imposed in said Permit 14468, Certificate 6372 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permit 56914 and Permit 70968 shall not exceed 5.48 acre-feet annually.

Permit 70968 is granted to provide water service to four parcels described as Clark County Assessor's Parcel Numbers (APN's) 138-06-102-006, 007, 008, and 009.

(CONTINUED ON PAGE 3)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0053 cubic feet per second, and not to exceed 1.0 acre-foot annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

March 6, 2007

Proof of completion of work shall be filed on or before:

April 6, 2007

Water must be placed to beneficial use on or before:

March 6, 2008

Proof of the application of water to beneficial use shall be filed on or before:

April 6, 2008

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 6th day of March, A.D. 2006


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____ N/A _____

Certificate No. _____ Issued _____